

D & F

From: C. Wellman  
P.O. Box 730621  
Elmhurst N.Y. 11373  
Dec. 4, 2019

Re: Case # 1:19-cv-05626-RRM-ST

Magistrate Judge Steven Tiscione  
Judge Rosalynn Mauskopf  
U.S. District Court - Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Dear Judge Tiscione and Judge Mauskopf,

Two days ago, I received a communication from either your office or from AUSA Dharia's office - there was no return name on the envelope - consisting of copies of a letter sent to your office by AUSA Dharia, as well as another letter titled, "Civil Docket for Case# 1:L19-cv-05626-RRM-ST." The date on the first letter is Oct. 10, 2019, the date on the second letter is Oct. 4, 2019. I am amazed that the court waited until the first week of Dec. to send this to me, rather than do so in early October, I was unaware of this until now and had no chance to respond.

The second letter, filed Oct. 4, 2019, stated that I filed a lawsuit against the Manager of the Elmhurst Post Office because I alleged a "Truth-in-Lending" violation of some sort. This is not true, I absolutely do not understand this, and I write now to explain what occurred:

For the last several years, the mailman has been placing extremely strange, creepy letters in my mailbox. The envelopes have my street address and apartment number, but they are addressed to different So-and-so's, not my name and I do not know who these people are. I always return the envelopes to sender, unopened and unread.

On one occasion, the mailman placed a letter addressed to So-and-so in my mailbox; I'd never heard of this person, also had never heard of the person listed as the addressee. But what got my attention was the fact that the return address said that he was an inmate at the notorious Auburn prison, I discovered he was a mass murderer. I did not open the envelope, I returned to sender and complained to the Prison's warden/superintendent.

On another occasion, the mailman placed envelope in my mailbox addressed to people with scary type names that sounded like characters from "The Sopranos" TV show. I have never had contact with these people whoever they are - return to sender unopened and unread.

On yet another occasion, the mailman placed an envelope in my mailbox addressed to another So-and-so unknown to me; return address was a small publisher I'd never heard of. I returned to sender unopened, thought nothing of it, but jotted down the name of the publisher. A few days later, googled the publisher and found out that the head of the company had been prosecuted years earlier for producing/distributing child pornography. If I had opened the envelope, which I did not, I might have received a terrible surprise.

I find these mailings to be not merely creepy, but terrifying, and I suspect that they

are being used by persons unknown in order to falsely imply that I am linked to, a member of, or an associate of, or perhaps a "suspected" associate of, a criminal organization. And so on. I am not involved in any way whatsoever with any bad entity/organization as appears on the envelopes that were mailed to me, and that the mailman improperly placed in my mailbox!

In the spring of 2019, I complained to the Manager of my post office, asked him to tell the letter carriers **not to place mail in my mailbox under any circumstances if the mail was addressed to a name other than mine.** He said OK, he would tell the letter carriers. However, the letter carriers were not obeying his instructions, and the creepy mail still kept coming. In desperation, I filed a lawsuit against the Elmhurst Post Office Manager in Queens Small Claims Court.

I gave as the basis of "cause of action" one thing only: honest services. That was it. I do not understand why the document your office sent me alleged that I made a Truth-in-Lending claim. Not so.

I originally filed the lawsuit, asking for Zero dollars. But the clerk told me, you can't do that, you have to ask for monetary damages, he then told me the maximum sum allowed in Small Claims actions so I wrote that down. I filed the action in August 2019. The court date was set for Oct. 8, 2019.

A couple of weeks later, in Sept., I received a letter from the Chief Managing Counsel of the Law Office of the Northeast District (New York and New England) of the US Postal Service. At the time, I began negotiating with him; and shortly thereafter, I visited the Small Claims Court again and hand-delivered to the Clerk a letter withdrawing my action against the Post Office Manager, also asking the court to contact the Manager to inform him not to waste time traveling to the court since the complaint was withdrawn. I visited the court on Oct. 1, and on Oct. 2, I visited the Post Office and hand delivered a copy of that letter to the Manager.

I am therefore baffled that the letters your office sent me, dated Oct. 4 and Oct. 10, take the position that "the case" remains pending. I withdrew the action. There is no case anymore.

After thinking this over I've decided to permanently withdraw the action against the Manager, I will continue to negotiate this case with the Managing Counsel of the Law Office. If I am not able to come to an acceptable final agreement, I will be forced to reluctantly hire an attorney to sue USPS in either civil or federal court. But, hopefully not. Civil lawsuits are life-sucking events and a huge waste of time and money, not to be utilized unless absolutely necessary, generally to be avoided at all costs, I'm sure you will agree.

The Manager of my local post office does not have a law degree, he is a secondary or even tertiary figure - all final decisions are made by the Law Office, and it is to that entity that I must seek redress.

The Manager of Elmhurst Post Office, Mr. Frank Ortiz, has always been extremely helpful and very professional, and I have written to USPS headquarters and have requested that they promote him and raise his salary.

Thank you.

Sincerely yours,

C. Wellman

cc: AUSA E. Dharia

P.S. In the future, all communications should be addressed to my P.O. Box, not to my residential address.

Thank you again.

are being used by persons unknown in order to falsely imply that I am linked to, a member of, or an associate of, or perhaps a "suspected" associate of, a criminal organization. And so on. I am not involved in any way whatsoever with any bad entity/organization as appears on the envelopes that were mailed to me, and that the mailman improperly placed in my mailbox!

In the spring of 2019, I complained to the Manager of my post office, asked him to tell the letter carriers **not to place mail in my mailbox under any circumstances if the mail was addressed to a name other than mine.** He said OK, he would tell the letter carriers. However, the letter carriers were not obeying his instructions, and the creepy mail still kept coming. In desperation, I filed a lawsuit against the Elmhurst Post Office Manager in Queens Small Claims Court.

I gave as the basis of "cause of action" one thing only: honest services. That was it. I do not understand why the document your office sent me alleged that I made a Truth-in-Lending-claim. Not so.

I originally filed the lawsuit, asking for Zero dollars. But the clerk told me, you can't do that, you have to ask for monetary damages, he then told me the maximum sum allowed in Small Claims actions so I wrote that down. I filed the action in August 2019. The court date was set for Oct. 8, 2019.

A couple of weeks later, in Sept., I received a letter from the Chief Managing Counsel of the Law Office of the Northeast District (New York and New England) of the US Postal Service. At the time, I began negotiating with him; and shortly thereafter, I visited the Small Claims Court again and hand-delivered to the Clerk a letter withdrawing my action against the Post Office Manager, also asking the court to contact the Manager to inform him not to waste time traveling to the court since the complaint was withdrawn. I visited the court on Oct. 1, and on Oct. 2, I visited the Post Office and hand delivered a copy of that letter to the Manager.

I am therefore baffled that the letters your office sent me, dated Oct. 4 and Oct. 10, take the position that "the case" remains pending. I withdrew the action. There is no case anymore.

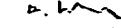
After thinking this over I've decided to permanently withdraw the action against the Manager, I will continue to negotiate this case with the Managing Counsel of the Law Office. If I am not able to come to an acceptable final agreement, I will be forced to reluctantly hire an attorney to sue USPS in either civil or federal court. But, hopefully not. Civil lawsuits are life-sucking events and a huge waste of time and money, not to be utilized unless absolutely necessary, generally to be avoided at all costs, I'm sure you will agree.

The Manager of my local post office does not have a law degree, he is a secondary or even tertiary figure - all final decisions are made by the Law Office, and it is to that entity that I must seek redress.

The Manager of Elmhurst Post Office, Mr. Frank Ortiz, has always been extremely helpful and very professional, and I have written to USPS headquarters and have requested that they promote him and raise his salary.

Thank you.

Sincerely yours,

  
C. Wellman

cc: AUSA E. Dharia

P.S. In the future, all communications should be addressed to my P.O. Box, not to my residential address.

Thank you again.

POSTAGE PAID  
FIRST CLASS MAIL

06 DEC 2019 PM 13:1

FOREVER  
USA



The Honorable Magistrate Judge Steven Tiscione  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

11201-183299

